

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DONNA R. HUDNELL,

Plaintiff,

v.

THOMAS JEFFERSON UNIVERSITY
HOSPITALS, INC.,

Defendant.

CIVIL ACTION
NO. 20-01621

ORDER

AND NOW, this 25th day of September 2020, upon consideration of Defendant's Motion to Dismiss, (ECF No. 18), Plaintiff's Response, (ECF No. 19), and Defendant's Reply, (ECF No. 21), it is hereby **ORDERED** that Defendant's Motion is **GRANTED IN PART** and **DENIED IN PART**. Specifically:

1. The Court **DISMISSES without prejudice** Counts I, II, III, IV and VIII;
2. The Court **DISMISSES with prejudice** Count X;
3. The Court **DENIES** Defendant's Motion to Dismiss Count V;
4. Plaintiff may file a Third Amended Complaint, consistent with this Order and the attached Memorandum on or before **Friday, November 6, 2020**.

BY THE COURT:

/s/ Gerald J. Pappert
GERALD J. PAPPERT, J.